

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

MARY and JOSUE ANAYA, individually and as  
the Next Friend(s) of JOEL EZEKIAL ANAYA,

Plaintiffs,

v.

CHRISTINE PETERSON, in her individual and  
official capacity as Director of the Department of  
Health and Human Services, JULIE MILLER, in  
her individual and official capacity as Coordinator  
of the Nebraska Department of Health and Human  
Services Newborn Screening Program, and  
KRYSTAL BAUMERT, in her individual and  
official capacity as Follow-Up Coordinator,  
Newborn Screening Program,

Defendants.

4:07CV3254

**ORDER**

IT IS ORDERED that:

1. Plaintiffs' motion for leave to amend (filing 22) is granted, and Plaintiffs shall file their second amended complaint within 10 days.
2. Defendants' motion to dismiss (filing 14) is denied without prejudice.
3. Plaintiffs' motion for an enlargement of time (filing 23) is denied without prejudice.
4. Defendants' suggestion of mootness (filing 25), treated as a motion, is denied without prejudice.

March 10, 2008.

BY THE COURT:

*s/ Richard G. Kopf*

United States District Judge